

**PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	:		
John Peter Walsh	:	Art Unit:	3635
Serial No. 10/797,572	:	Examiner:	Jessica L. Laux
Filed: March 11, 2004	:	Atty Dkt:	16240.M293
For:			METHOD OF FORMING A MOLDED PLYWOOD DOOR SKIN, MOLDED PLYWOOD DOOR SKIN AND DOOR MANUFACTURED THEREWITH

**REQUEST FOR WITHDRAWAL OF NOTICE OF ABANDONMENT  
UNDER 37 C.F.R. § 1.181 OR, IN THE ALTERNATIVE,  
PETITION FOR REVIVAL UNDER 37 C.F.R. 1.137(b)**

Commissioner for Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

Dear Sir:

From the Notice of Abandonment dated October 1, 2008, it is understood that this application is considered abandoned because of "Applicant's failure to timely file a proper reply to the Office letter mailed on 27 February 2008."

Applicant respectfully submits that the Notice of Abandonment has been issued in error, and respectfully requests withdrawal of the same. Specifically, the Office Action of February 27, 2008 was never received by Applicant or Applicant's representative.

The undersigned practitioner filed a Power of Attorney on July 21, 2004, *i.e.*, prior to issuance of the February 27, 2008 Office Action. Even though the Power of Attorney contained the practitioner's current correct address as the current counsel of record, the undersigned practitioner did not receive a copy of the Office Action and

remained unaware of its issuance until receiving the Notice of Abandonment mailed October 1, 2008.

The undersigned practitioner attests to the fact that a search of the file jacket and docket records indicates that the Office Action was not received. The practitioner's firm has an established system for recording and docketing incoming office actions. Had the February 27, 2008 Office Action been received, it would have been docketed and placed in the associated file jacket.

This request for withdrawal of holding of abandonment under 37 C.F.R. 1.181 has been promptly filed in the Patent Office. Applicant respectfully requests approval of this request, and subsequently approval and entry of the accompanying response and request for continued examination (RCE) filed herewith in response to the February 27, 2008 Office Action.

If any petition fee or any other fee is due in connection with the filing of this request, please charge the fee(s) to Deposit Account 500548. However, considering that abandonment of this application was not caused by error on the part of Applicant, it is respectfully submitted that no fee should be due for consideration and grant of this request.

In the event that the Patent Office should deny this request for withdrawal of abandonment, then in the alternative Applicant hereby petitions for revival of this unintentionally abandoned patent application under 37 C.F.R. § 1.137(b). Applicant has submitted a complete reply to the outstanding Office Action with this paper. The accompanying reply includes an Amendment and Request for Reconsideration fully responding to the final Office Action of February 27, 2008, and a Request for Continued

Examination (RCE). The Patent Office is further authorized to charge the petition fee as set forth in § 1.17(m) in the event that this petition is deemed necessary.

The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional.

Applicant respectfully requests that the Patent Office grant its request for withdrawal of abandonment, or in the event that the request is denied, that the Patent Office grant its petition to revive.

If any fees are due in connection with consideration of this request, including any fees under Rule 181 or Rule 137 or any other fees, please charge Deposit Account 50-0548 and notify the undersigned.

Respectfully submitted,



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